

Dowe
36630-030104



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***MARCH 1, 2004
9:00 A.M.***

***EMERGENCY OPERATIONS CENTER
CONFERENCE ROOM***

AGENDA

Call to Order--Roll Call. (Council Members, Dowe, Fitzpatrick and Mayor Smith arrived late)

A communication from Mayor Ralph K. Smith requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

**Approved (4-0)
File #132**

A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.

Approved (4-0)
File #132-166

A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss acquisition of real property for a public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.

Approved (4-0)
File #2-132

A communication from the City Attorney requesting that Council convene in a Closed Meeting to consult with legal counsel on a matter of actual litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, pursuant to Section 2.2-3711 (A)(7), Code of Virginia (1950), as amended.

Approved (4-0)
File #132

(Council Members Dowe and Fitzpatrick entered the meeting.)

Items listed on the 2:00 p.m. Council docket requiring discussion/clarification; and additions/deletions to the 2:00 p.m. docket. (15 minutes)

Topics for discussion by the Mayor and Members of Council. (15 minutes)

- Agenda items for the joint meeting of Council and the School Board on Monday, April 5, 2004, at 12:00 p.m.

Briefings:

- Financial Application Integration Team - 15 minutes

(Mayor Smith entered the meeting.)

- Right-of-Way Excavation Standard - 15 minutes
- Library Study Update - 15 minutes

THE COUNCIL MEETING WAS DECLARED IN RECESS AND COUNCIL CONVENED IN CLOSED SESSION IN THE COUNCIL'S CONFERENCE ROOM.

Certification of Closed Session (7-0)

Reappointed Vickie F. Briggs as a member of the Advisory Committee, League of Older Americans, for a term ending February 28, 2005.

Dowe
36630-030104



***ROANOKE CITY COUNCIL
REGULAR SESSION***

***MARCH 1, 2004
2:00 P.M.***

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call. (All Council Members were present.)

The Invocation was delivered by The Reverend Scott McLucas, Pastor, Church of the Holy Spirit Orchard Hills.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTv Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, March 4, 2004, at 7:00 p.m., and Saturday, March 6, 2004, at 4:00 p.m. Council meetings are now being offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEGOV.COM, CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEGOV.COM, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGMENTS:

Presentation of Honorary Citizenship Certificates to students from Kasei University and Kawaguchi Junior College, Saitami City, Japan.

File #80-467

A Resolution memorializing the late Lee B. Eddy, former Member of the Roanoke County Board of Supervisors.

Adopted Resolution No. 36630-030104 (7-0)

File #367

A Resolution memorializing the late Greta Evans, a long time resident of the City of Roanoke.

Adopted Resolution No. 36631-030104 (7-0)

File #367

Proclamation declaring Monday, March 1, 2004 as Star City Spirit Cheerleaders Day.

File #3-80

3. CONSENT AGENDA

(Approved (7-0))

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 Minutes of the regular meetings of Council held on Tuesday, January 20, 2004; Monday, February 2, 2004, and recessed until Tuesday, February 10, 2004.

RECOMMENDED ACTION: Dispense with the reading of the minutes and approve as recorded.

- C-2 A communication from the City Manager requesting that Council schedule a public hearing for Monday, March 15, 2004, at 7:00 p.m., or as soon thereafter as the matter may be heard, with regard to an encroachment into public right-of-way at 22 Campbell Avenue, S. E.

**RECOMMENDED ACTION: Concur in the request.
File #29-169-322**

- C-3 A communication from the City Manager requesting that Council schedule a public hearing for Monday, March 15, 2004, at 7:00 p.m., or as soon thereafter as the matter may be heard, with regard to an encroachment into public right-of-way at 22 Church Avenue, S. W.

**RECOMMENDED ACTION: Concur in the request.
File #29-169-322**

REGULAR AGENDA

4. PUBLIC HEARINGS: NONE.

5. PETITIONS AND COMMUNICATIONS: NONE.

6. REPORTS OF OFFICERS:

a. CITY MANAGER:

ITEMS RECOMMENDED FOR ACTION:

1. Execution of a Co-promotion Agreement with JAM Theatricals, Ltd., to present a subscription series and stand alone presentation for Broadway type events at the Roanoke Civic Center, for three years, with a two-year option extension.

Adopted Ordinance No. 36632-030104. (7-0)
File #192

2. Appropriation of \$645,000.00 in connection with additional State funds for Social Services programs.

Adopted Budget Ordinance No. 36633-030104. (7-0)
File #60-72-236

3. Appropriation of funds in connection with the Forfeited Asset Sharing Program.

Adopted Budget Ordinance No. 36634-030104. (7-0)
File #5-60

4. Amendment of the City Code to reflect updates to current Federal and State Fair Housing regulations, and revisions to responsibilities of the City's Fair Housing Board.

Adopted Ordinance No. 36635-030104. (7-0)
File #24-178

b. CITY ATTORNEY:

1. Confirmation that the Virginia Museum of Transportation, Inc., has the right to license to others for commercial use, the likenesses of the 611 and 1218 Class A steam locomotives.

Adopted Resolution No. 36636-030104. (7-0)
File #229

2. Request to change the name from Carilion Health Systems to Carilion Medical Center, in connection with conveyance of certain City-owned property located on Hamilton Terrace, S. E., along with temporary construction easements, and a revocable license to allow encroachment into the right-of-way on Hamilton Terrace, for construction of a pedestrian bridge over the Roanoke River.

Adopted Ordinance Nos. 36637-030104 and 36638-030104.
(7-0)
File #28-102-221-322

c. CITY CLERK:

1. Request that Council establish certain dates in connection with the School Trustee selection process.

Concurred in proposed dates.
File #467

d. DIRECTOR OF FINANCE:

1. Financial Report for the month of January 2004.

Received and filed.
File #10

7. REPORTS OF COMMITTEES: NONE.

8. UNFINISHED BUSINESS: NONE.

9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

- a. A resolution rescheduling the regular meeting of City Council scheduled to be held on Monday, May 17, 2004, to Thursday, May 20, 2004, at 2:00 p.m. and 7:00 p.m., and amending Resolution No. 36414-070703, which established the meeting schedule for the Fiscal Year commencing July 1, 2003, and terminating June 30, 2004.

Adopted Resolution No. 36639-030104. (7-0)
File #132

10. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.

Council Member Wyatt commended Roanoke City Firefighters and Police Officers who participated in a hockey game at the Roanoke Civic Center on Sunday, February 29, 2004, "Guns and Hoses", to raise money for the Muscular Dystrophy Association.
File #5-70-80

Council Member Dowe called attention to recent publicity regarding Roanoke's schools and expressed a special note of appreciation to all educators who are a part of the Roanoke City Public School System.
File #80-467

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

**Mr. Robert Gravely, 729 Loudon Avenue, N. W., spoke with regard to the issue of affordable housing in the City of Roanoke, adequate wages for Roanoke City employees that will enable the average City worker to become a homeowner, proper representation of Roanoke's disadvantaged and elderly citizens, and creation of more jobs for Roanoke's citizens.
File #178-184**

**Mr. E. Duane Howard, 508 Walnut Avenue, S. W., spoke with regard to a growing concern by citizens regarding the First Street Bridge project.
File #102**

12. CITY MANAGER COMMENTS:

**The City Manager expanded on the remarks of a previous speaker with regard to the need for fair housing education. She called attention to a number of announcements/advertisements that speak to the issue of fair housing, it is recognized at the State level that there is a need to educate citizens on the issue of fair housing, and it is hoped that these kinds of education efforts will continue, both at the state and local level, by the Fair Housing Board.
File #178**

The City Manager advised that earlier in the day, Council engaged in a discussion with regard to litter and the need for the City to become more aggressive in its litter enforcement. She pointed out that there is an opportunity for all citizens to become a part of cleaning up City streets and neighborhoods throughout the Roanoke Valley on Clean Valley Day which will be observed on April 3. She encouraged all persons to do their part to clean up the City of Roanoke and the Roanoke Valley, and also encouraged

citizens to visit the City's web site relative to environmental and emergency management to review litter prevention tips.

**Council Member Bestpitch advised that the Roanoke Kiwanis Club will participate in a project to clean up a significant section of Jefferson Street and Reserve Avenue on Saturday, March 6, 2004, at 9:00 a.m.
File #188-265-529**

CERTIFICATION OF CLOSED SESSION. (7-0)

THE COUNCIL MEETING WILL STAND IN RECESS UNTIL FRIDAY, MARCH 5, 2004, AT 8:30 A.M., IN THE EMERGENCY OPERATIONS CENTER CONFERENCE ROOM, ROOM 159, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., FOR THE COUNCIL'S FINANCIAL PLANNING WORK SESSION.